

The Bainbridge Township Board of Trustees met in regular session at the Bainbridge Town Hall on December 12, 2005. Those present were trustees Mr. Samuel Desiderio, Mr. Charles Hesse, and Mr. Christopher Horn and clerk Susan R. Angelino. Mr. Horn presided and called the meeting to order at 7:00 P.M.

TOWN HALL/OTHER

NEW BUSINESS

CVM - FEDERAL AID PROJECT

Mr. Desiderio made a motion authorizing payment of \$5,500.00 to Paul Van Curen for appraisal of Centerville Mills property, per ODOT requirement. (P.O. 355)

Mr. Horn seconded the motion that passed unanimously.

Mr. Desiderio made a motion authorizing payment of \$2,100.00 to CT Consultants for Title research at Centerville Mills property, per ODOT requirement. (P.O. 356)

Mr. Horn seconded the motion that passed unanimously.

CENTERVILLE MILLS POOL

The trustees met with Charles Whitmer, President of Whitmer Pools Co. for a discussion on upgrading the CVM's pool. Mr. Whitmer recommended that the filtration and heating system be replaced. Total cost - approximately \$60,000 and needs to be installed before April 1, 2006.

Resident Carol Lynch requested the trustees to table further discussion on the pool renovations until next year.

CENTERVILLE MILLS - CYO PROPOSAL

The trustees met with Kim Bronson from CYO for a discussion on their proposed summer program at CVM. It would include 9 weeks of day camping from June 12 - August 11, 2006 - 7:30 A.M. - 6:00 P.M. Monday - Friday. This year they would like to use the Dispensary Building and the Dining Hall to serve a lunch program. To compensate for additional usage they would assess campers \$1.00 extra per week. There would be no additional responsibilities for the CVM Staff. In order to facilitate their program, they would like to know decision by trustees by the first week in January 2006.

Residents in attendance asked CYO for: ACA accreditation and the dates the camp was reviewed. Also, the number of Bainbridge residents at camp.

OLD BUSINESS

CONSERVATION EASEMENT - MUTUAL SECURITY PROPERTY

Trustees told residents in attendance that when they took action 2-1/2 years ago they meant for property to be natural and help reduce traffic in the Bainbridge Center. The greenspace barrier would screen township property along Bainbridge Road from Rt. 422 and deflect highway noise. It would complement the landscaped intersection too.

Trustee Horn's only objection to Conservation Easement Agreement was paragraph #32 - Stewardship Fee - 10% of fee would go to Chagrin River Land Conservancy if township sells property.

Comments from Residents in attendance included:

Clay Atkinson - A public entity (County or State) would have to seek eminent domain to take portions of property from township.

Ted Seliga - Since the township owns the property, why would we sell it? Trustees - Future boards could do what they wanted. Look what happened in the 70's. The only thing allowed on this property would be 8 ft. wide trails. Nothing in Mutual Security File says that property should be pristine. (Mutual Security - 10/14/2002 - Resolution Declaring the Intent of the Board of Trustees of Bainbridge Township to Appropriate Property for the Purpose of Establishing a Public Park and Related Recreational Facilities.)

Trustees - The language in the Resolution was developed by the Geauga County Prosecutor's Office, but never the trustees' intent. In a news release it was described more accurately as to how the property would be used.

David Weiss - Residents want semi-rural atmosphere (trees) when coming off highway at main entrance and would not like to see anything built on this property; however, this whole process (conservation easement) was hidden from the public and it appears that things took pace in private.

Steve Yingling - Not in favor of Conservation Easement. The value of the property would be significantly reduced if easement is put on. Future use of property should be subject to voter approval.

Jim Reed - If Conservation Easement goes on property, it means we still own it but can never use it.

Sue Bagley - We can spend 1.2 million dollars for property, put a conservation easement on it, reduce the value, and can never use it.

Greg Battaglia - This is all in bad taste. Two trustees will be gone in 21 days and new trustees should make decision.

Dave Wagner - Tax payers should have a chance to make decision. This was not well thought out.

Ann Meyers - If this was 2-1/2 years in the works and trustees had been planning on doing this, why now in the 11th hour? It "stinks".

Sue Davis - (Resident who has Conservation Easement on her property.) This easement is too restrictive. We need to think through carefully.

Ted Seliga - Trustees are being short-sighted. You don't know what the future holds and if you go through with this you will be tying up property forever.

Attorney Al Shrader - (Asked by future trustees to attend meeting.) Please table this issue and let new board review. You are closing the door on any future uses or what could be done on that property.

Carol Lynch Give residents opportunity to learn about this issue.

Clay Atkinson - Requested that vote be delayed.

Sue Davis - The problem is that it was only 2 or 3 weeks ago that you contacted the Chagrin River Land Conservancy regarding the conservation easement. Please table this issue.

Sue Bagley - Why would you not defer to the new Board of Trustees when one new trustee (Jeff Markley) is an expert on conservancies?

Jeff Markley - We don't have a Master Plan approved on this area. We need to see how this property might fit in and evaluate all aspects.

TOWN HALL/OTHER

NEW BUSINESS

DANCE IMAGE CLASSES

The trustees met with representatives from Dance Image for a discussion on their proposal to rent the CVM Teen Center from January 2006 - July 2006 for 14 - 16 hours per week, Monday, Tuesday, Thursday and Sunday. The trustees will review their proposal.

ZONING

Consent for Off-Site Drainage

The trustees were in general agreement to not object to off-site drainage of the septic system located at 8795 Lake in the Woods Trail into the roadside ditch along Lake in the Woods Trail in Bainbridge Township.

Anthony Meldon versus Bainbridge Township Board of Zoning Appeals

Mr. Horn made a motion authorizing payment of \$1,375.00 to Oxbow Engineering for professional service of George Smerigan concerning trial preparation and trial testimony in the above captioned matter, per the recommendation of Charles Riehl of Walter and Haverfield. (P.O. 357)

Mr. Hesse seconded the motion that passed unanimously.

Township Legal Services

Mr. Horn made a motion authorizing payment of \$14,407.40 to Walter & Haverfield for legal professional services in regard to township legal matters.

Mr. Hesse seconded the motion that passed unanimously.

TOWNSHIP REPORTS

FINANCIAL REPORT

The trustees acknowledged receipt of the NOVEMBER, 2005 Financial Statement of Receipts and Disbursements as prepared by the Clerk's Office.

NOTE: A copy of subject report is attached to, and becomes a permanent part of, these minutes.

CHRISTMAS HOLIDAYS

The trustees were in general agreement to authorize (1) one additional holiday for all non-bargaining employees to be taken either Friday, December 23, 2005 or Friday, December 30, 2005.

FIRE DEPARTMENT

Promotion

Mr. Horn made a motion to promote Brandon Cole from EMT-P Grade C to EMT-P Grade B at a rate of \$19.74 per hour effective 12/24/2005, per the recommendation of Fire Chief Brian Phan.

Mr. Desiderio seconded the motion that passed unanimously.

Computer Consulting Services

Mr. Hesse made a motion authorizing payment of \$5,000.00 to ABC Computing for continued computer consulting at the fire department, per the recommendation of Fire Chief Brian Phan. (P.O. 358)

Mr. Desiderio seconded the motion that passed unanimously.

ROAD DEPARTMENT

2006 Township Projects

Mr. Horn made a motion to approve the proposed 2006 Road Projects and to authorize the Geauga County Engineer's Office to prepare estimates for these projects.

Mr. Desiderio seconded the motion that passed unanimously.

TOWNSHIP VOLUNTEERS

The trustees were in general agreement to send gift baskets to various Volunteer Township Boards in appreciation for their efforts in giving of their time to the township.

MINUTES

Mr. Desiderio made a motion to approve the minutes of the November 28, 2005 and December 5, 2005 meetings as written.

Mr. Hesse seconded the motion that passed unanimously.

CHECKS DATED DECEMBER 12, 2005

The trustees examined the above checks and invoices for same, and Mr. Desiderio moved that these checks for outstanding obligations be accepted for payment.

Mr. Hesse seconded the motion that passed unanimously.

Note: A copy of said checks is attached to, and becomes a permanent part of, these minutes.

CORRESPONDENCE/COMMUNICATIONS

News Release from NOPEC, dated November 30, 2005. RE: Consumers' Counsel fights to be kept on utility disconnect notices and other customer materials.

Notice from NOPEC, dated December 7, 2005. RE: Hannah Report.

Notice from United States Bankruptcy Court - Southern District of New York, dated November 30, 2005. RE: Adelpia.

Copy of letter from the Geauga Soil & Water Conservation District to Mr. William Weisburg, dated December 6, 2005. RE: Fireside Estates Subdivision - Plan Review - Submittal #2.

Memo from the Geauga County Planning Commission, dated December 6, 2005. RE: Agenda for December 13, 2005 county planning commission meeting.

EXECUTIVE SESSION

Mr. Hesse moved that the Bainbridge Township Board of Trustees go into executive session to consider the employment of a public employee.

Mr. Desiderio seconded the motion. Vote: Mr. Desiderio, aye; Mr. Hesse, aye; Mr. Horn, aye.

The trustees recessed their regular meeting at 11:00 P.M. in order to go into executive session to consider the employment of a public employee.

The trustees returned from executive session after considering the employment of a public employee and reconvened their meeting at 11:15 P.M.

EMPLOYEE PAYROLL ADJUSTMENT

Mr. Horn made a motion to authorize a 4% payroll adjustment for all non-bargaining employees for 2006.

Mr. Hesse seconded the motion that passed unanimously.

Since there was no further business to come before this meeting of the Bainbridge Township Board of Trustees, the meeting was adjourned at 11:17 P.M.